

**DISPOSITION:** September 18, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**129. Misbranding of Pom-Aid. U. S. v. 1,080 Jars of Pom-Aid. Default decree of condemnation and destruction.** (F. D. C. No. 17295. Sample No. 4335-H.)

**LIBEL FILED:** August 22, 1945, Eastern District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about July 13, 1945, by the Aid Laboratories, from Camden, N. J.

**PRODUCT:** 1,080 jars of Pom-Aid at Philadelphia, Pa.

Analysis showed that the product contained not more than a trace, if any, of olive oil, and that it was short volume.

**LABEL, IN PART:** "Pom-Aid Contains 3% Olive Oil for the hair \* \* \* Contents 2 OZS."

**NATURE OF CHARGE:** Misbranding, Section 602 (a), the label statement, "Contains 3% Olive Oil," was false and misleading as applied to an article which contained not more than a trace, if any, of olive oil; and, Section 602 (b) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents.

**DISPOSITION:** September 12, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

### COSMETICS ACTIONABLE BECAUSE OF FAILURE TO BEAR MANDATORY LABELING\*

**130. Misbranding of unlabeled cosmetics. U. S. v. 600 Jars and 5,328 Jars of Unlabeled Cosmetics. Consent decree of condemnation. Products ordered released under bond.** (F. D. C. No. 16713. Sample Nos. 4165-H, 4167-H.)

**LIBEL FILED:** July 26, 1945, Eastern District of Pennsylvania.

**ALLEGED SHIPMENT:** Between the approximate dates of January 26 and February 27, 1945, from Camden, N. J., by the Aid Laboratories.

**PRODUCT:** 600 12-ounce jars and 5,328 3-ounce jars of unlabeled cosmetics at Philadelphia, Pa. The cosmetics consisted of ointments perfumed with vanillin.

**NATURE OF CHARGE:** Misbranding, Section 602 (b), the articles failed to bear labels containing the name and place of business of the manufacturer, packer, or distributor and an accurate statement of the quantity of the contents.

**DISPOSITION:** October 11, 1945. The Union Drug Co., Philadelphia, Pa., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the products were ordered released under bond for labeling under the supervision of the Federal Security Agency.

### INDEX TO NOTICES OF JUDGMENT C. N. J. NOS. 113 TO 130

#### PRODUCTS

N. J. No.		N. J. No.
Alexandra de Markoff Cleansing Cream -----	119	tringent, Oleo-Stimulum Ce- rate, and "Youth-Glow" Fin- ishing Lotion ----- 122
Astringent -----	122	Kix Kinks—Hair Straiter ----- 115
Deodorant -----	121	Lacquers, hair ----- 116, 117
Eau de Quinine Compound Hair Lotion -----	127, 128	Locks-Up Hair Lacquer Pads ----- 117
Eyelash and eyebrow dye -----	113, 114	Miracle Aid for Wrinkles ----- 123
Face creams and lotions --	119, 120, 122	Nu-Charme Perfected Brow Tint. <sup>1</sup>
Hair and scalp preparations --	115-117, 125-129	113, 114
Hubere Hair Lacquer and Hair Lacquer Pads -----	116	Oatmeal flour ----- 118
Jeunice "Brown Magic" Plastique Masque, Emulsion Luxury Cream, Line-No-More Treat- ment, Sensation Cocktail As-		Odo-ro-no ----- 121
		Olivo for Hair and Scalp ----- 125
		Olivo Hair Pomade ----- 126
		Pom-Aid ----- 129
		Presto for Blackheads ----- 124
		Unlabeled cosmetics ----- 130

\*See also Nos. 120, 126, 129.

<sup>1</sup> Contains opinions of the courts.